IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 8978 of 2005

Between:

1 Konda Sriram Reddy, S/o. Raghava Reddy,
R/o. Griddalur Village, Sydapuram Mandal, Nellore District.
2 Smt. Khammam Girija, w/o. Venkata Ramana Reddy,
R/o. Griddalur Village, Sydapuram Mandal, Nellore District.
3 Dasari Sriram Reddy, S/o. Nagi Reddy,
R/o. Griddalur Village, Sydapuram Mandal, Nellore District.
4 Smt. Bollineni Ranganayakamma, W/o. Ratnaiah,
R/o. Griddalur Village, Sydapuram Mandal, Nellore District.
5 Kammam Venkata Ramana Reddy, S/o. Govinda Reddy,
R/o. Griddalur Village, Sydapuram Mandal, Nellore District.
6 Donthireddy Chinna Mala Konda Reddy, S/o. Konda Reddy,
R/o. Griddalur Village, Sydapuram Mandal, Nellore District.

..... PETITIONER(S)

AND

1 The Mandal Revenue Officer-cum-Authorised Officer of Water Users Association Siddapuram Mandal, Nellore District.
2 The Asst. Executive Engineer, Minor Irrigation Section, Siddapuram Village and Mandal, Nellore District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction mostly one which is in the nature of Writ of Mandamus declaring the action of the respondents in taking steps for conducting elections to the Peddavheruvu (Big Tank) Water Users Association, Griddaluru, Sidapuram Mandal, Nellore Distrcit with the several irregularities committed in the inclusion and deletion of members in the voters list as irrational, irregular, arbitrary, illegal, unconstitutional and unsustainable and direct the respondents to conduct the

elections only after rectification of the same.

Counsel for the Petitioners:MR.P.VEERA REDDY

Counsel for the Respondent No.: GP FOR IRRIGATION & COMM AREA DEV.

The Court, at the stage of admission, made the following :

ORDER:

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The claim of the petitioners is that they preferred an appeal before the 3rd respondent against deletion of their names from the voters' list of Peddacheruvu (Big Tank) Water Users Association, Griddaluru, Sidapuram Mandal, Nellore District. Subsequently, the Mandal Revenue Officer issued notice dated 12.04.2005 directing some of the petitioners herein to appear before the Revenue Divisional Officer, Gudur, along with relevant records on 13.04.2005 at 10.00 a.m., to discuss about addition of the voters to the Water Users Association, Pedda Cheruvu (Big Tank), for conducting the election for the year 2005. Their grievance is that though they have appeared and represented the matter as per the notice dated 12.04.2005, no order have been passed so far.

Learned counsel for the petitioners contended that several irregularities were committed in preparing the Voters list of Griddalur (Big tank) Water Users Association and questioning the same the petitioners had made appeals to the District Collector under Rule 10 of Andhra Pradesh Farmers' Management of Irrigation Systems (Delineation and Formation of Water Users Association) Rules, 2003. It is further stated that as per Rule 10, the District Collector shall dispose of the appeal within one week from the date of receipt of appeals and that no action has been taken on the appeals filed by the petitioners and the respondents are proceeding to conduct the elections.

Having regard to the facts and circumstances, I deem it appropriate to dispose of the writ petition directing the

3rd respondent-District Collector to dispose of the appeals preferred by the petitioners before 26.04.2005.

Accordingly, the writ petition is disposed of. No order as to costs.

20.04.2005

Note: Furnish copy in

Two days.

(B/o.)

TS

To

1 The Mandal Revenue Officer-cum-Authorised Officer of Water Users Association Siddapuram Mandal, Nellore District.
2 The Asst. Executive Engineer, Minor Irrigation Section,
Siddapuram Village and Mandal, Nellore District.

3 2 CCs to the G.P. for Irrigation, High Court of A.P., Hyderabad.

4 2 CD copies.